

Stark County Planning and Zoning Commission Minutes

June 28, 2018

3:00 PM

Chairman Russ Hoff called the meeting of the Stark County Planning and Zoning Commission to order. Chairman Russ Hoff, Jay Elkin, Scott Decker, Sue Larsen, Sarah Trustem, Daneen Dressler, Byron Richard were present, and absent were Duane Grundhauser and Kurt Froelich. Also present were County Planner Steve Josephson, States Attorney's Assistant Brittney Bornemann and Nicole Roberts of the Auditor's office.

Jay Elkin moved to approve the minutes from the May 31, 2018 meeting. Scott Decker seconded. All voted Aye and motion carried.

Chairman Hoff opened the request from Taitum James Hoodie. The request is for a Minor Subdivision Plat of the Hoodie Subdivision located on a property in the NW ¼ of the SW ¼ of Section 10, Township 138, Range 97 containing approximately 5.35 acres.

Jay Elkin moved to recommend to the Stark County Board of Commissioners the approval for Minor Subdivision Plat of the Hoodie Subdivision located on a property in the NW ¼ of the SW ¼ of Section 10, Township 138, Range 97 containing approximately 5.35 acres following staff recommendations for Taitum James Hoodie.

Sue Larsen seconded. Roll call vote. All voted Aye and the motion carried.

STAFF RECOMMENDATION: Approval of the proposed plat received on June 5, 2018.

Chairman Hoff opened the public hearing on Proposed Amendments to Article II: Rules and Regulations, Article V: Zoning District Regulations and Article VI: Additional Provisions of the Stark County Zoning Ordinance as adopted on October 2, 2012 regarding medical marijuana compassion centers.

Chairman Hoff asked anyone to speak either for or against the Proposed Amendments to Article II. Chairman Hoff closed the public hearing.

Jay Elkin moved to recommend to the Stark County Board of Commissioners the approval for the Proposed Amendments to Article II: Rules and Regulations, Article V: Zoning District Regulations and Article VI: Additional Provisions of the Stark County Zoning Ordinance as adopted on October 2, 2012 regarding medical marijuana compassion centers with the following amendments:

- 6.32.2.4 One (1) principal structure is allowed per site. , with a maximum building floor area of 10,000 square feet for the principal structure.;
- 6.32.2. 12 Noise generated from the use shall comply with the noise regulations as they appear in Article VI of the Stark County Zoning Ordinance. may not exceed 40 dB (A), measured at any property line, between the hours of 10pm and 6am.;
- 6.32.4.c.2 Details as to how the applicant will comply with NDCC Chapter 19 24.1 as well as NDAR 33-44-01. A summary of how the proposed compassion centers will meet state requirements as well as the completed state application.

Additionally, the Planning and Zoning Commission recommended removing a proposed requirement in Section 6.32.3 limiting hours of operation for dispensaries.

Byron Richard seconded. Roll call vote. All voted Aye and the motion carried.

Sarah Trustem moved to adjourn. Sue Larsen seconded.